

# EXECUTIVE COUNCIL OF IOWA AGENDA

State Capitol - Robert D. Ray Conference Room (G09) 10:00 a.m.

**JULY 31, 2017**

1. Approval of minutes of meeting held July 17, 2017
2. Personal Appearance –
  - A. Christie Templeton, Department of Human Services will be present to request Resolution of Funds in the amount of \$450,000.00 pursuant to Iowa Code 29C.20A and Iowa Code 29C.20B with regard to Governor's Proclamation of a State of Disaster Emergency for the following counties:

1. Allamakee, Clayton, Fayette and Winneshiek	\$150,000.00
2. Bremer, Buchanan, Clinton and Johnson	\$150,000.00
3. Chickasaw, Dubuque, Floyd and Kossuth	\$150,000.00
- TAB # 1**
3. Iowa Code 7D.29 Iowa Code Section 97C13A - Page 1  
**TAB # 2**
4. Iowa Code §7D.10 – Page 1  
**TAB # 3**
5. Litigation Expense Fund – Page 1  
**TAB # 4**
6. Emergency Allocations – Pages 1 - 2
7. Payment of Cost Items – Pages 2 - 4
8. Information Items – Page 4  
**TAB # 5**

3. **Iowa Code 7D.29 Iowa Code Section 97C13A**

- A. Request from IPERS for reimbursement for Federal-State Agreement Administration Costs

**TAB # 2**

4. **Iowa Code §7D.10**

- A. Attorney General's office request Payment for Expenses Under Iowa Code §7D.10 in the amount of \$24,745.45

**TAB # 3**

5. **Litigation Expense Fund**

- A. Request from the Attorney General's office on behalf of the Department of Revenue to expend \$30,000.00 from the Litigation Expense Fund during the first quarter of the 2018 fiscal year.

**TAB # 4**

6. **Emergency Allocations**

- A. Department of Corrections, Mount Pleasant Correctional Facility is requesting an **emergency allocation and payment** in the amount of \$13,320.59. On January 26, 2016 a busted water pipe caused water damage to a rental house. Request is to cover repair costs.

The State Auditor's Office has reviewed request and recommends allocation, and payment. This represents full and final payment and this allocation will be closed.

- B. Department of Administrative Services is requesting an **emergency allocation and payment** in the amount of \$50,389.46. On March 6, 2017 high winds caused damage to the roof of the Hoover Building. Request is to cover repair costs.

The State Auditor's Office has reviewed request and recommends allocation, and payment. This represents full and final payment and this allocation will be closed.

- C. Department of Human Services is requesting an emergency allocation in the amount of \$79,873.44. On June 16, 2017 the Glenwood Resource Center sustained storm damage to the greenhouse roof, carport and trees. Request is to cover repair costs.

The State Auditor's Office has reviewed request and recommends allocation, subject to audit of actual invoices.

- D. Department of Natural Resources is requesting an emergency allocation in the amount of \$4,171.54. Palisades Kepler State Park sustained flood damages between August 11th and 12th 2016. Request is to cover repair costs.

The State Auditor's Office has reviewed request and recommends allocation, subject to audit of actual invoices.

**7. Payment of Cost Items**

- A. Patterson Law Firm L.L.P..... \$120.00  
729 Insurance Exchange Building  
505 Fifth Avenue  
Des Moines, IA 50309-2390  
Darryn Abben vs. Iowa Department of Transportation, State of Iowa and Second Injury Fund of Iowa
- B. Patterson Law Firm L.L.P..... \$174.00  
729 Insurance Exchange Building  
505 Fifth Avenue  
Des Moines, IA 50309-2390  
Don Dietz vs. Iowa Department of Transportation, State of Iowa and Second Injury Fund of Iowa
- C. Patterson Law Firm L.L.P..... \$192.00  
505 Fifth Avenue, Suite 729  
Des Moines, IA 50309-2390  
Jumeka L. Hemphill v. University of Iowa Student Health, State of Iowa and Second Injury Fund of Iowa
- D. Patterson Law Firm L.L.P..... \$714.00  
729 Insurance Exchange Building  
505 Fifth Avenue  
Des Moines, IA 50309-2390  
Julie Oxley v. Iowa State University, State of Iowa and Second Injury Fund of Iowa
- E. Patterson Law Firm L.L.P..... \$984.00  
729 Insurance Exchange Building  
505 Fifth Avenue  
Des Moines, IA 50309-2390  
Diana Mindham v. Iowa Correctional Facility for Women, State of Iowa, and Second Injury Fund

- F. Patterson Law Firm L.L.P..... \$360.00  
729 Insurance Exchange Building  
505 Fifth Avenue  
Des Moines, IA 50309-2390  
Lee Spaur v. Newton Correctional Facility, State of Iowa and Second Injury Fund of Iowa
- G. Patterson Law Firm L.L.P..... \$432.00  
729 Insurance Exchange Building  
505 Fifth Avenue  
Des Moines, IA 50309-2390  
Robert Stradley vs. Iowa Department of Transportation, State of Iowa and Second Injury Fund of Iowa
- H. Patterson Law Firm L.L.P..... \$600.00  
729 Insurance Exchange Building  
505 Fifth Avenue  
Des Moines, IA 50309-2390  
Pamela Walter v. University of Iowa, State of Iowa and Second Injury Fund of Iowa
- I. Patterson Law Firm L.L.P..... \$336.00  
729 Insurance Exchange Building  
505 Fifth Avenue  
Des Moines, IA 50309-2390  
Mary Ellen Ward v. Human Services Community Services Division, State of Iowa and Second Injury Fund of Iowa

Jeffrey Thompson, Solicitor General has reviewed these invoices and recommends payments.

- J. Foley & Lardner, LLP.....\$495.00  
321 North Clark Street  
Chicago, IL 60654  
Legal Advice to OCIO

Jeffrey Thompson, Solicitor General, has reviewed this invoice and recommends payment. Payment will be made from the funds of the OCIO.

- K. Barnes & Thornburg LLP..... \$570.00  
One North Wacker Drive, Suite 4400  
Chicago, IL 60606  
Peregrine Financial Group (PFG) Bankruptcy

Jeffrey Thompson, Solicitor General, has reviewed this invoice and recommends payment. Payment will be made by UNI.

- L. Simmons Perrine Moyer Bergman PLC.....\$98,823.11  
115 Third Street SE, Suite 1200  
Cedar Rapids, IA 52402  
Tobacco Settlement Authority

Jeffrey S. Thompson, Solicitor General, has reviewed this invoice and recommends payment. Payment will be made from the funds of the Tobacco Settlement Authority.

- M. Davis, Brown, Koehn, Shors & Roberts, P.C..... \$84.00  
The Davis Brown Tower  
215 10<sup>th</sup> Street, Suite 1300  
Des Moines, IA 50309-3993  
Represent Iowa in copyright, trademark, and patent legal advice for various agencies

Jeffrey Thompson, Solicitor General, Attorney General's Office has reviewed this invoice and recommends payment. Payment will be made from DOT funds.

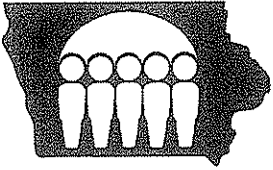
- N. Department of Cultural Affairs ..... \$2,317.70  
On March 1, 2017 a windstorm caused damage at Plum Grove Historic Site in Iowa City. Request was to cover costs due to damages.

The State Auditor's Office has reviewed request and recommends payment, \$52.30 will be reverted and this allocation closed.

**8. Information Items**

Iowa Department of Human Services is returning funds that are no longer required from previous approved allocations.

**TAB # 5**



# Iowa Department of Human Services

Kim Reynolds  
Governor

Adam Gregg  
Lt. Governor

Jerry R. Foxhoven  
Director

JUL 26 2017

GeorgAnna Madsen, Executive Secretary  
Executive Council of Iowa  
State Capitol Building  
LOCAL

EXECUTIVE COUNCIL

JUL 27 2017

Re: Governor's Proclamation of a State of Disaster Emergency – Request for Funds

Dear Ms. Madsen:

Per the Governor's Disaster Proclamation, I am requesting funding for the Iowa Individual Assistance Grant Program (IIAGP) and Iowa Disaster Case Management Grant Program (IDCM) be placed on the Executive Council Agenda for Monday, July 31, 2017. The Iowa Department of Human Services is requesting the Executive Council adopt a Resolution for Funds in the amount of \$450,000.00 to be allocated as follows.

- \$100,000.00 for IIAGP for Allamakee, Clayton, Fayette, & Winneshiek Counties
- \$50,000.00 for IDCM for Allamakee, Clayton, Fayette, & Winneshiek Counties
- \$100,000.00 for IIAGP for Bremer, Buchanan, Clinton, & Johnson Counties
- \$50,000.00 for IDCM for Bremer, Buchanan, Clinton, & Johnson Counties
- \$100,000.00 for IIAGP for Chickasaw, Dubuque, Floyd, & Kossuth Counties
- \$50,000.00 for IDCM for Chickasaw, Dubuque, Floyd, & Kossuth Counties

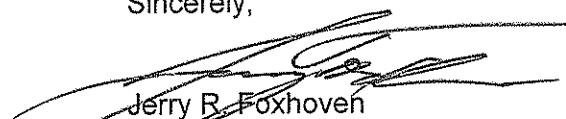
Pursuant to Iowa Code 29C.20A these funds will be distributed to individuals or families to replace/repair items affected by the disaster emergency which cannot be met by other means of financial assistance. Pursuant to Iowa Code 29C.20B funding will be distributed to Disaster Case Management to help individuals or families with unmet needs that were affected by the disaster to establish a recovery plan.

The account coding for the funds to be transferred will be:

Dept	Fund	Appr	Org
401	0391	0000	1800_State Only Disaster - Allamakee, Clayton, Fayette, & Winneshiek Counties _ July 2017
401	0391	0000	6002_State Only (IDCM) – Allamakee, Clayton, Fayette, & Winneshiek Counties _ July 2017
401	0391	0000	1801_State Only Disaster - Bremer, Buchanan, Clinton, & Johnson Counties _ July 2017
401	0391	0000	6003_State Only (IDCM) – Bremer, Buchanan, Clinton, & Johnson Counties _ July 2017
401	0391	0000	1802_State Only Disaster - Chickasaw, Dubuque, Floyd, & Kossuth Counties _ July 2017
401	0391	0000	6005_State Only (IDCM) – Chickasaw, Dubuque, Floyd, & Kossuth Counties _ July 2017

Thank you for your assistance.

Sincerely,

  
Jerry R. Foxhoven  
Director

cc: Vern Armstrong, Department of Human Services  
Christie Templeton, Department of Human Services  
Harry Rossander, Department of Human Services  
Mihneta Lisinovic, Department of Human Services  
Rick Fox, Department of Human Services  
Linda Leto, Department of Management

Kim Reynolds  
GOVERNOR

Adam Gregg  
I.E. GOVERNOR

EXECUTIVE COUNCIL  
JUL 14 2017



Donna M. Mueller  
CHIEF EXECUTIVE OFFICER

July 14, 2017

Executive Council  
Attention: GeorgAnna Madsen  
State Capitol Building  
Des Moines, IA 50319

RE: Request for Reimbursement – State Social Security Administrator Expenses  
Iowa Code Section 97C.13A

Dear Ms. Madsen:

I am requesting that the Iowa Public Employees' Retirement System (IPERS) be reimbursed \$10,000.00 for costs associated with administering the Federal-State Agreement Administration Costs that were incurred during FY2017. In support of this request, I submit the following:

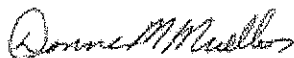
- IPERS is designated as the State Social Security Administrator (§97C.2(8)).
- The state agency designated as the State Social Security Administrator shall be reimbursed actual expenses, not to exceed ten thousand dollars each fiscal year (§97C.13A).
- Actual expenses in FY2017 incurred by IPERS as the State Social Security Administrator totaled \$11,522.52.
  - \$7,497.54 in salary of staff working on social security coverage issues.
  - \$3,724.98 in out-of-state travel for two employees to attend the annual National Conference of State Social Security Administrators (NCSSSA).
  - \$300.00 for the annual membership payment to NCSSSA.

I would be happy to provide further detail if required.

The accounting code for the funds to be transferred to is: 0791-553-4110-86.

Thank you for your assistance.

Respectfully submitted,

A handwritten signature in dark ink, appearing to read "Donna M. Mueller".

Donna M. Mueller  
Chief Executive Officer



			FY17 SSA EXPENSES	
Date Paid	Document #	Vendor	Description	
7/1/16-10/06/16			Salary for 1st Qtr	
10/07/16-1/12/17			Salary for 2nd Qtr	
1/13/17-4/06/17			Salary for 3rd Qtr	
4/07/17-6/30/17			Salary for 4th Qtr	
29-Jul	TP553IP209041	US Bank Cardmember Serv	NCSSSA Danielle Huffine 9/11-9/14/16	
29-Jul	TP553IP209041	US Bank Cardmember Serv	NCSSSA Tina Koenen 9/11-9/14/16	
21-Sep	TP553IP260128	Danielle Huffine	NCSSA 9/11-9/14/16	
21-Sep	TP553IP263132	James Burke	NCSSA 9/11-9/14/16	
6-Oct	TP553IP267145	US Bank Cardmember Serv	NCSSSA-Danielle Huffine-9/11-9/14/16	
2-Nov	TP553IP3012221	US Bank Cardmember Serv	NCSSSA Jim Burke 9/11-9/14/16	
24-Feb	GAXM00002095948010	National Conference State	membership 1/1-12/31/17	
			Total SSA- FY17	1

	Staff Hours Spent on SSA Issues/Calculated into salary costs above			
	<u>1st Qtr</u>	<u>2nd Qtr</u>	<u>3rd Qtr</u>	
G Schochenmaier				
M Zhao				
D Huffine	85.75	31.00	13.50	
D Martin				
J Burke	48.00			
Tina Koenen			2.00	
D Mueller				
Total Hours	133.75	31.00	15.50	

THOMAS J. MILLER  
ATTORNEY GENERAL



1305 E. WALNUT ST.  
DES MOINES, IA 50319  
Main: 515-281-5164 • Direct: 515-281-5191  
Email: Eric.Tabor@iowa.gov  
www.iowaattorneygeneral.gov

ERIC TABOR  
CHIEF DEPUTY ATTORNEY GENERAL

IOWA DEPARTMENT OF JUSTICE  
OFFICE OF THE ATTORNEY GENERAL

EXECUTIVE COUNCIL  
JUL 24 2017

July 13, 2017

Ms. GeorgAnna Madsen  
Executive Secretary  
Executive Council  
State Capitol  
L-O-C-A-L

Re: Request for Payment of SVP Court Costs

Dear Ms. Madsen:

Our Office requests Executive Council approval for payment pursuant to Iowa Code section 7D.10 for court costs and expenses incurred in prosecuting civil commitments under Iowa Code chapter 229A for the Sexually Violent Predator (SVP) program.

In addition to the cost of employee salaries, travel and support devoted to this program, the Office incurs substantial expenses for expert witnesses. These expenses have increased substantially due to the growing number of chapter 229A commitments. Section 7D.10 authorizes payment of court costs and expenses by the Executive Council "[i]f sufficient funds for court costs have not been appropriated to a state department, or if sufficient funds are not otherwise available for such purposes within the budget of a state department." There is no specific appropriation for these expenses and sufficient funds are not otherwise available.

Therefore, pursuant to Iowa Code section 7D.10, the Office requests Executive Council approval of payment of \$24,745.45 in expert witness fees (invoices enclosed).

Sincerely yours,

  
ERIC TABOR  
Chief Deputy

Encl.

## SVP - Invoices

Date Approved	Vendor	Description	Amount
5/2/17	William A. Schmitt, Ph.D., LLC	Final evaluation & trvl exp - Nathan Bell	\$4,153.31
5/5/17	William A. Schmitt, Ph.D., LLC	Initial Evaluation/Preliminary report - Cameron Jackson	\$3,200.00
5/10/17	William A. Schmitt, Ph.D., LLC	Final evaluation & trvl exp - Andrew Martin	\$4,318.50
5/15/17	Amy Phenix, Ph.D., Inc.	Final evaluation & trvl exp - Todd Fleck	\$4,273.64
5/16/17	Weitl Psychological Services	Trial testimony - John Mather	\$2,400.00
5/16/17	Melissa Westendorf, J.D./Ph.D., SC	Initial Evaluation/Preliminary report - Charles Cardwell	\$3,200.00
5/18/17	Thomas Forensic, LLC	Preliminary report - Roman Bates	\$3,200.00
			<hr/> <b>\$24,745.45</b>

THOMAS J. MILLER  
ATTORNEY GENERAL



IOWA DEPARTMENT OF JUSTICE  
OFFICE OF THE ATTORNEY GENERAL

1305 E. WALNUT ST.  
DES MOINES, IA 50319  
Main: 515-281-5164 • Direct: 515-281-4419  
Email: Jeffrey.Thompson@iowa.gov  
www.iowaattorneygeneral.gov

JEFFREY S. THOMPSON  
SOLICITOR GENERAL

EXECUTIVE COUNCIL

JUL 24 2017

July 20, 2017

GeorgAnna Madsen  
Executive Secretary Executive  
Council State Capitol  
L-O-C-A-L

Re: Litigation Expense Fund


Dear GeorgAnna:

On behalf of the Department of Revenue, Assistant Attorney General Jim Miller requests authorization to expend monies from the Litigation Expense Fund pursuant to Iowa Code section 441.73 in the first quarter of the 2018 fiscal year. The Department started the 2018 fiscal year with an approximate balance of \$467,000 which is the carryover from fiscal year 2017.

Litigation expenses in the first quarter of fiscal year 2018 will involve miscellaneous matters involving centrally assessed properties. Expenses are estimated not to exceed \$30,000.

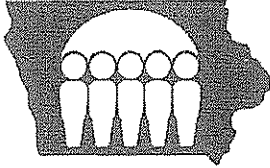
The Department, therefore, requests authorization to expend \$30,000 from the Litigation Expense Fund in order to cover estimated expenses for the first quarter of the 2018 fiscal year.

Sincerely,



JEFFREY S. THOMPSON  
Solicitor General

cc: Julie Roisen



# Iowa Department of Human Services

Kim Reynolds  
Governor

Adam Gregg  
Lt. Governor

Jerry R. Foxhoven  
Director

JUL 27 2017

EXECUTIVE COUNCIL

JUL 27 2017

GeorgAnna Madsen, Executive Secretary  
Executive Council of Iowa  
State Capitol Building  
LOCAL

Re: Governor's Proclamation of a State of Disaster Emergency – Return of Funds

Dear Ms. Madsen:

I would like to return a portion of unspent disaster grant funds issued during FY2017.

Pursuant to Iowa Code 29C.20A these funds were distributed to individuals or families to replace/repair items affected by the disaster emergency which cannot be met by other means of financial assistance. Pursuant to Iowa Code 29C.20B funds were distributed to Disaster Case Management to help individuals or families with unmet needs that were affected by the disaster to establish a recovery plan.

The following is a summary of some of FY2017 events.

Dept	Fund	Appr	Org	Authorized	Expenditures	Return
401	0391	0000	1701	\$220,000.00	\$65,799.62	\$154,200.38
401	0391	0000	1706	\$25,000.00	\$1,705.00	\$23,295.00
401	0391	0000	1708	\$60,000.00	\$0.00	\$60,000.00
401	0391	0000	1709	\$60,000.00	\$10,972.41	\$49,027.59
401	0391	0000	1711	\$200,000.00	\$45,927.94	\$154,072.06
401	0391	0000	1712	\$200,000.00	\$66,895.15	\$133,104.85
401	0391	0000	1713	\$60,000.00	\$9,441.37	\$50,558.63
401	0391	0000	1714	\$5,500.00	\$5,500.00	\$0.00
Total						\$624,258.51

Thank you.

Sincerely,



Jerry R. Foxhoven  
Director

cc: Vern Armstrong, Department of Human Services  
Christie Templeton, Department of Human Services  
Harry Rossander, Department of Human Services  
Mihneta Lisinovic, Department of Human Services  
Rick Fox, Department of Human Services  
Natalie Storm, Department of Human Services  
Linda Leto, Department of Management